

SENATE MOTION

MADAM PRESIDENT:

I move that Engrossed House Bill 1001 be amended to read as follows:

- 1 Page 49, line 5, after "committee." insert **"The above**
- 2 **appropriations include \$1,000,000 for grants for local convention**
- 3 **and visitors bureaus and other local organizations that exist to**
- 4 **promote tourism. The office of tourism shall develop standards for**
- 5 **application for grants and award of grants, including a local match**
- 6 **requirement. The maximum amount of a grant is \$50,000. Funds**
- 7 **may be released only after review by the budget committee."**
- 8 Page 50, line 41, delete "ACADEMY OF" and insert **"INSTITUTE**
- 9 **FOR"**.
- 10 Page 50, line 41, after "NANO ELECTRONICS" insert
- 11 **"DISCOVERY (MIND)"**.
- 12 Page 79, delete lines 16 through 28.
- 13 Page 87, line 10, after "committee." insert **"Purdue University and**
- 14 **Indiana University shall report to the budget committee on the**
- 15 **status of the program one (1) year after the funds are released."**
- 16 Page 90, between lines 26 and 27, begin a new line and insert:
- 17 **"The foregoing appropriations for higher education and the**
- 18 **student assistance commission that are made from money received**
- 19 **under the federal American Recovery and Reinvestment Act of**
- 20 **2009 (ARRA) are intended to be one (1) time appropriations."**
- 21 Page 111, line 32, after "expense." insert **"Augmentation of this**
- 22 **appropriation is allowed."**
- 23 Page 118, line 35, before "The" insert **"The foregoing**
- 24 **appropriations for higher education total operating expense that**
- 25 **are made from money received under the federal American**
- 26 **Recovery and Reinvestment Act of 2009 (ARRA) are intended to**
- 27 **be one (1) time appropriations."**
- 28 Page 120, line 22, after "2009" delete "," and insert **"at the time**
- 29 **distributions are normally made to school corporations,"**
- 30 Page 124, line 14, delete "14002(d)" and insert **"14005(d)"**.
- 31 Page 127, line 30, after "committee." insert **"Purdue University**

1 and Indiana University shall report to the budget committee on the
 2 status of the program one (1) year after the funds are released. The
 3 foregoing appropriations that are made from money received
 4 under the federal American Recovery and Reinvestment Act of
 5 2009 (ARRA) are intended to be one (1) time appropriations."

6 Page 128, line 28, delete "Indiana housing and community
 7 development authority".

8 Page 137, delete lines 6 through 9, begin a new line and insert:

9 **"(28) Add an amount equal to any income not included in**
 10 **gross income as a result of the deferral of income arising from**
 11 **business indebtedness discharged in connection with the**
 12 **reacquisition after December 31, 2008, and before January 1,**
 13 **2011, of an applicable debt instrument, as provided in Section**
 14 **108(i) of the Internal Revenue Code. Subtract an amount**
 15 **necessary to make the adjusted gross income of any taxpayer**
 16 **that added an amount to adjusted gross income in a previous**
 17 **year to offset the amount included in federal gross income as**
 18 **a result of the deferral of income arising from business**
 19 **indebtedness discharged in connection with the reacquisition**
 20 **after December 31, 2008, and before January 1, 2011, of an**
 21 **applicable debt instrument, as provided in Section 108(i) of**
 22 **the Internal Revenue Code."**

23 Page 137, delete lines 35 through 41, begin a new line and insert:

24 **"(34) Add an amount equal to any loss that is treated under**
 25 **Section 301 of the Emergency Economic Stabilization Act of**
 26 **2008 as an ordinary loss from the sale or exchange of**
 27 **preferred stock in:**

28 **(A) the Federal National Mortgage Association, established**
 29 **under the Federal National Mortgage Association Charter**
 30 **Act (12 U.S.C. 1716 et seq.); or**

31 **(B) the Federal Home Loan Mortgage Corporation,**
 32 **established under the Federal Home Loan Mortgage**
 33 **Corporation Act (12 U.S.C. 1451 et seq.).**

34 **Subtract an amount necessary to make the adjusted gross**
 35 **income of any taxpayer that added an amount to adjusted**
 36 **gross income in a previous year to offset the amount included**
 37 **in federal gross income as a result of any loss that is treated**
 38 **under Section 301 of the Emergency Economic Stabilization**
 39 **Act of 2008 as an ordinary loss from the sale or exchange of**
 40 **preferred stock described in clause (A) or (B)."**

41 Page 138, delete lines 32 through 35, begin a new line and insert:

42 **"(12) Add an amount equal to any income not included in**
 43 **gross income as a result of the deferral of income arising from**
 44 **business indebtedness discharged in connection with the**
 45 **reacquisition after December 31, 2008, and before January 1,**
 46 **2011, of an applicable debt instrument, as provided in Section**
 47 **108(i) of the Internal Revenue Code. Subtract an amount**

necessary to make the adjusted gross income of any taxpayer that added an amount to adjusted gross income in a previous year to offset the amount included in federal gross income as a result of the deferral of income arising from business indebtedness discharged in connection with the reacquisition after December 31, 2008, and before January 1, 2011, of an applicable debt instrument, as provided in Section 108(i) of the Internal Revenue Code."

Page 139, delete lines 13 through 19, begin a new line and insert:

"(18) Add an amount equal to any loss that is treated under Section 301 of the Emergency Economic Stabilization Act of 2008 as an ordinary loss from the sale or exchange of preferred stock in:

(A) the Federal National Mortgage Association, established under the Federal National Mortgage Association Charter Act (12 U.S.C. 1716 et seq.); or

(B) the Federal Home Loan Mortgage Corporation, established under the Federal Home Loan Mortgage Corporation Act (12 U.S.C. 1451 et seq.).

Subtract an amount necessary to make the adjusted gross income of any taxpayer that added an amount to adjusted gross income in a previous year to offset the amount included in federal gross income as a result of any loss that is treated under Section 301 of the Emergency Economic Stabilization Act of 2008 as an ordinary loss from the sale or exchange of preferred stock described in clause (A) or (B)."

Page 140, delete lines 4 through 7, begin a new line and insert:

"(10) Add an amount equal to any income not included in gross income as a result of the deferral of income arising from business indebtedness discharged in connection with the reacquisition after December 31, 2008, and before January 1, 2011, of an applicable debt instrument, as provided in Section 108(i) of the Internal Revenue Code. Subtract an amount necessary to make the adjusted gross income of any taxpayer that added an amount to adjusted gross income in a previous year to offset the amount included in federal gross income as a result of the deferral of income arising from business indebtedness discharged in connection with the reacquisition after December 31, 2008, and before January 1, 2011, of an applicable debt instrument, as provided in Section 108(i) of the Internal Revenue Code."

Page 140, delete lines 33 through 39, begin a new line and insert:

"(16) Add an amount equal to any loss that is treated under Section 301 of the Emergency Economic Stabilization Act of 2008 as an ordinary loss from the sale or exchange of preferred stock in:

(A) the Federal National Mortgage Association, established under the Federal National Mortgage Association Charter

1 Act (12 U.S.C. 1716 et seq.); or

2 (B) the Federal Home Loan Mortgage Corporation,
3 established under the Federal Home Loan Mortgage
4 Corporation Act (12 U.S.C. 1451 et seq.).

5 Subtract an amount necessary to make the adjusted gross
6 income of any taxpayer that added an amount to adjusted
7 gross income in a previous year to offset the amount included
8 in federal gross income as a result of any loss that is treated
9 under Section 301 of the Emergency Economic Stabilization
10 Act of 2008 as an ordinary loss from the sale or exchange of
11 preferred stock described in clause (A) or (B)."

12 Page 142, delete lines 46 through 48, begin a new line and insert:

13 "(8) Add an amount equal to any income not included in gross
14 income as a result of the deferral of income arising from
15 business indebtedness discharged in connection with the
16 reacquisition after December 31, 2008, and before January 1,
17 2011, of an applicable debt instrument, as provided in Section
18 108(i) of the Internal Revenue Code. Subtract an amount
19 necessary to make the adjusted gross income of any taxpayer
20 that added an amount to adjusted gross income in a previous
21 year to offset the amount included in federal gross income as
22 a result of the deferral of income arising from business
23 indebtedness discharged in connection with the reacquisition
24 after December 31, 2008, and before January 1, 2011, of an
25 applicable debt instrument, as provided in Section 108(i) of
26 the Internal Revenue Code."

27 Page 143, delete line 1.

28 Page 143, delete lines 27 through 33, begin a new line and insert:

29 "(14) Add an amount equal to any loss that is treated under
30 Section 301 of the Emergency Economic Stabilization Act of
31 2008 as an ordinary loss from the sale or exchange of
32 preferred stock in:

33 (A) the Federal National Mortgage Association, established
34 under the Federal National Mortgage Association Charter
35 Act (12 U.S.C. 1716 et seq.); or

36 (B) the Federal Home Loan Mortgage Corporation,
37 established under the Federal Home Loan Mortgage
38 Corporation Act (12 U.S.C. 1451 et seq.).

39 Subtract an amount necessary to make the adjusted gross
40 income of any taxpayer that added an amount to adjusted
41 gross income in a previous year to offset the amount included
42 in federal gross income as a result of any loss that is treated
43 under Section 301 of the Emergency Economic Stabilization
44 Act of 2008 as an ordinary loss from the sale or exchange of
45 preferred stock described in clause (A) or (B)."

46 Page 150, delete lines 22 through 26, begin a new line and insert:

47 "(J) Add an amount equal to any income not included in gross

income as a result of the deferral of income arising from business indebtedness discharged in connection with the reacquisition after December 31, 2008, and before January 1, 2011, of an applicable debt instrument, as provided in Section 108(i) of the Internal Revenue Code. Subtract an amount necessary to make the adjusted gross income of any taxpayer that added an amount to adjusted gross income in a previous year to offset the amount included in federal gross income as a result of the deferral of income arising from business indebtedness discharged in connection with the reacquisition after December 31, 2008, and before January 1, 2011, of an applicable debt instrument, as provided in Section 108(i) of the Internal Revenue Code."

Page 151, delete lines 4 through 10, begin a new line and insert:

"(P) Add an amount equal to any loss that is treated under Section 301 of the Emergency Economic Stabilization Act of 2008 as an ordinary loss from the sale or exchange of preferred stock in:

(i) the Federal National Mortgage Association, established under the Federal National Mortgage Association Charter Act (12 U.S.C. 1716 et seq.); or

(ii) the Federal Home Loan Mortgage Corporation, established under the Federal Home Loan Mortgage Corporation Act (12 U.S.C. 1451 et seq.).

Subtract an amount necessary to make the adjusted gross income of any taxpayer that added an amount to adjusted gross income in a previous year to offset the amount included in federal gross income as a result of any loss that is treated under Section 301 of the Emergency Economic Stabilization Act of 2008 as an ordinary loss from the sale or exchange of preferred stock described in item (i) or (ii)."

Page 153, between lines 2 and 3, begin a new paragraph and insert:

"SECTION 76. IC 9-20-6-2, AS AMENDED BY P.L.3-2008, SECTION 77, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 2. (a) The Indiana department of transportation or local authority that:

(1) has jurisdiction over a highway or street; and

(2) is responsible for the repair and maintenance of the highway or street;

may, upon proper application in writing and upon good cause shown, grant a permit for transporting heavy vehicles and loads or other objects not conforming to this article, including a vehicle transporting an ocean going container, if the department or authority finds that other traffic will not be seriously affected and the highway or bridge will not be seriously damaged.

(b) The permit granted under subsection (a) must authorize the operation of a tractor-semitrailer and load that:

(1) exceeds the maximum length limitation under this chapter;
and
(2) is subject to regulation under this chapter;
from one-half (1/2) hour before sunrise to one-half (1/2) hour after sunset.

(c) A permit may be issued under this section for the following:

- (1) A single trip.
- (2) A definite time not exceeding thirty (30) days.
- (3) A ninety (90) day period.
- (4) A one (1) year period.

(d) This subsection applies to the transportation of ocean going containers that:

(1) have been sealed at the place of origin and have not been opened except by an agent of the federal government that may inspect the contents; **and**

~~(2) originated outside the United States; and~~

~~(3)~~ **(2)** are being transported to or from a distribution facility.

The total gross weight, with load of a vehicle or combination of vehicles transporting an ocean going container may not exceed ~~ninety~~ **ninety-five** thousand ~~(90,000)~~ **(95,000)** pounds. A permit issued under this section must be issued on an annual basis. A permit issued under this subsection may not impose a limit on the number of movements generated by the applicant or operator of a vehicle granted a permit under this subsection."

Page 156, between lines 12 and 13, begin a new paragraph and insert:

"SECTION 87. IC 20-23-6-18 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: **Sec. 18. (a) This section applies to a school corporation with an ADM on June 30, 2009, of less than one hundred (100) students.**

(b) Before July 1, 2010, a school corporation to which this section applies shall reorganize by consolidating with an adjacent school corporation under this chapter.

(c) If the governing body of a school corporation to which this section applies does not comply with this section before July 1, 2010, the state board shall after June 30, 2010, develop a reorganization plan for the school corporation and require the governing body to implement the plan."

Page 161, between lines 47 and 48, begin a new paragraph and insert:

"(d) This subsection applies to a virtual charter school. A virtual charter school's basic tuition support for a year is the amount determined under IC 20-24-7-13."

Page 177, between lines 42 and 43, begin a new paragraph and insert:

"SECTION 130. IC 36-4-8-15.5 IS ADDED TO THE INDIANA

1 CODE AS A NEW SECTION TO READ AS FOLLOWS
2 [EFFECTIVE UPON PASSAGE]: Sec. 15.5. The city of
3 Lawrenceburg may do any of the following:

4 (1) Enter into one (1) or more agreements or leases with the
5 Lawrenceburg community school corporation or another
6 public or private entity to provide for the construction or
7 renovation of a school building that will be used by the
8 Lawrenceburg community school corporation. The
9 agreements and leases may provide for the financing of the
10 construction or renovation of the school building.

11 (2) A school building constructed or renovated as provided in
12 subdivision (1) may be donated, sold, or leased to the
13 Lawrenceburg community school corporation under the
14 conditions determined by the Lawrenceburg community
15 school corporation and the city of Lawrenceburg.

16 (3) The city of Lawrenceburg may use any revenues
17 (including any gaming revenues) to pay for the construction
18 or renovation of the school building or to finance the
19 construction or renovation of the school building."

20 Renumber all SECTIONS consecutively.

(Reference is to EHB 1001 as printed April 10, 2009.)

Senator KENLEY